



08/178463

710- 101- A/FWC

PATENT

Docket No. 2026-4034US1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s) : W.H. Wilson and R. Wittes Anticipated Classification of this application:  
FWC of Serial No. : 07/950,380 (parent) Class \_\_\_\_\_ Subclass \_\_\_\_\_  
For : TAXOL TREATMENT OF Examiner: Jerome Goldberg  
LYMPHOMAS AND BREAST Group Art Unit: 1205  
CANCER

#12/C  
JRP  
1/6/94

## FILE WRAPPER CONTINUING APPLICATION (FWC)

HON. COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

Sir:

1. Based on the above-identified application, this is a request under the file wrapper continuing application procedure, 37 C.F.R. § 1.62, for filing a  
☒ Continuation application  
☐ Divisional application  
☐ Continuation-in-part application (Inventor(s) Declaration enclosed)
2. The following are enclosed herewith:  
☐ Amendment  
☐ Inventor(s) Declaration  
☐ \_\_\_\_\_ Page(s) of Sequence Listing  
☐ \_\_\_\_\_ Computer Disk(s) containing Sequence Listing  
☐ Statement under 37 C.F.R. § 1.821(f) that Computer and Paper copies of the Sequence Listing are the same.  
☐ Computer disk containing original Sequence Listing previously submitted with Application Serial No. \_\_\_\_\_, filed \_\_\_\_\_  
☐ \_\_\_\_\_ Page(s) of substitute Sequence Listing  
☐ \_\_\_\_\_ Computer disk(s) containing substitute Sequence Listing  
☐ Statement under 37 C.F.R. § 1.825(b) that the computer and paper copies of the substitute Sequence Listing are the same.  
☐ Other \_\_\_\_\_
3. ☒ Please enter the Amendment/Request For Reconsideration After Final Rejection filed November 8, 1993 in the above-identified parent application.
4. The status of the parent application Serial No. 07/950,380 is as follows:  
☒ A Petition for Extension of Time and Fee therefor has been filed in the parent application Serial No. 07/950,380, along with a Notice of Appeal and Fee therefor, to extend the time for action in the parent application until January 8, 1994.  
☐ No Petition for Extension of Time and Fee therefor are necessary in the copending parent application Serial No. \_\_\_\_\_

C

Express Mail Label No. IB463509409US

5. Please abandon the parent application at a time while the parent application is pending or at a time when the petition for extension of time in that application is granted and while this application is pending and has been granted a filing date, so as to make this application co-pending with said parent application. Please use all the contents of the parent application file wrapper, including the drawings, as the basic papers for the new application.

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. § 1.62 application, be it either this application or a prior application in the same file wrapper, the PTO may provide similar information or access to all the other applications in the same file wrapper.

6. ☒ The fees to be charged are to be based on the number of claims:
- a. ☐ remaining after entering the attached Amendment.
  - b. ☐ entered in the parent application as of the date of its abandonment.
  - c. ☒ remaining after entering the Amendment After Final Rejection filed November 8, 1993 in the above-identified parent application.

#### CLAIMS FOR FEE CALCULATION

	Number		Number Extra	Rate for Non-Small Entity	Basic Fee \$710.00
Total* Claims	19	-20	0	x \$22.00	\$ 0
Independent Claims	3	-3	0	x \$74.00	\$ 0
Multiple Dependent Claims(s)	<input type="checkbox"/> yes Add'l Fee			\$230.00	
	<input type="checkbox"/> no None			- - -	\$ 0

Filing Fee Calculation \$710.00

7. ☐ A verified statement that this is a filing by a small entity is attached or has been filed in the above-identified parent application and its benefit under 37 C.F.R. § 1.28(a) is hereby claimed. Reduced fees under 37 C.F.R. § 1.9 (f) (50% of total) paid herewith \$\_\_\_\_\_.
8. ☒ A check in the amount of \$710.00 in payment of the FWC application filing fees is attached.
9. ☐ Charge fee to Deposit Account No. 13-4500. Order No. \_\_\_\_\_. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
10. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for filing this application, or credit any overpayment to Deposit Account No. 13-4500. Order No. 2026-4034US1. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
11. ☐ Priority of application Serial No. \_\_\_\_\_, filed on \_\_\_\_\_, in \_\_\_\_\_, is claimed under 35 U.S.C. § 119.  
(country)

Includes all independent and single dependent claims and all claims referred to in multiple dependent claims. See 37 C.F.R. § 1.75(c).

12. [X] Amend the specification by inserting before the first line the sentence:

SP

This is a [X] continuation [ ] divisional [ ] continuation-in-part of co-pending application Serial No. 07/950,380, filed on September 22, 1992.

13. [X] The parent application is assigned of record to The Government of the United States of America, as represented by the Secretary, Department of Health and Human Services. Recorded on November 30, 1992, Reel 6342, Frame 0102.
14. [ ] An assignment of the invention to \_\_\_\_\_ is attached along with the Assignment Recordation Form cover sheet.
15. [ ] A check in the amount of \$40.00 for recording the Assignment is attached.
16. [X] The Associate Power of Attorney in the parent application is to Morgan & Finnegan.
- a. [X] The power was filed in the parent application.
- b. [ ] A new power has been executed and is attached.
- c. [ ] Address all future communications to:

Mr. William S. Feiler  
MORGAN & FINNEGAN  
345 Park Avenue  
New York, New York 10154

Respectfully submitted,

MORGAN &amp; FINNEGAN

Dated: January 6, 1994By: Leslie A. Serunian

Leslie A. Serunian

Registration No. 35,353 1 T. Tol

Mailing Address:

MORGAN & FINNEGAN  
 345 Park Avenue  
 New York, New York 10154  
 (212) 758-4800  
 (212) 751-6849 Telecopier

FORM: FWC-TRAN.NY  
 Rev. 1/1/93

Express Mail Label No. IB463509409US



08/178463

PATENTDocket No. 2026-4034US1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : W.H. Wilson and R. Wittes                      Group Art Unit: 1205  
Serial No. : 07/950,380 (parent)                      Examiner: Jerome Goldberg  
Filed : Herewith  
For : **TAXOL TREATMENT OF LYMPHOMAS AND BREAST CANCER**

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

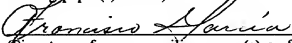
Sir:

CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. § 1.10(a)Express Mail Label No.: IB463509409USDate of Deposit : January 6, 1994

I hereby certify that the following attached paper(s) and/or fee(s)

1. File Wrapper Continuing Application under 37 C.F.R. § 1.162
2. Filing Fee - Check for \$710.00
3. Return Postcard
4. Express Mail Certificate

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Francisco Garcia(Typed or printed name of person  
mailing paper(s) or fee)  
(Signature of person mailing paper(s) or fee)

Mailing Address:

MORGAN & FINNEGAN  
345 Park Avenue  
New York, New York 10154  
(212) 758-4800  
(212) 751-6849 Telecopier  
FORM: EXP-MAIL.NY  
Rev. 1/1/93

Express Mail Label No. IB463509409US